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PTO/SB/01 (12-97)

Approved for use through 9/30/00. OMB 0651-0032

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**DECLARATION FOR UTILITY OR  
DESIGN  
PATENT APPLICATION  
(37 CFR 1.63)**

Declaration  
Submitted  
with Initial  
Filing

OR

Declaration  
Submitted after Initial  
Filing (surcharge  
(37 CFR 1.16 (e))  
required)

Attorney Docket Number	Q858-E
First Named Inventor	Bennett et al.
<b>COMPLETE IF KNOWN</b>	
Application Number	
Filing Date	Filed herewith
Group Art Unit	
Examiner Name	

As a below named Inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**ADJUSTABLE HINGES FOR ORTHOPEDIC SPLINTS**

the specification of which

*(Title of the Invention)*

is attached hereto

OR

was filed on (MM/DD/YYYY)

as United States Application Number or PCT International

Application Number  and was amended on (MM/DD/YYYY)  (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	YES	NO
None			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.
None		<input type="checkbox"/>

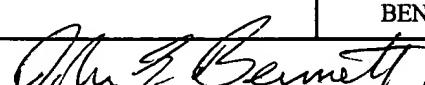
[Page 1 of 2]

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## DECLARATION—Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 355(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U. S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)					
None							
<input type="checkbox"/> Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.							
As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: <table style="width: 100%; border: none;"> <tr> <td style="width: 15%; text-align: center;"> <input checked="" type="checkbox"/> Customer Number OR  <input type="checkbox"/> Registered practitioner(s) name/registration number listed below           </td> <td style="width: 60%; text-align: center;"> <input type="text" value="IDON307074"/> <span style="margin-left: 20px;"> <input type="checkbox"/> Place Customer Number Bar Code Label here           </span> </td> </tr> </table>			<input checked="" type="checkbox"/> Customer Number OR <input type="checkbox"/> Registered practitioner(s) name/registration number listed below	<input type="text" value="IDON307074"/> <span style="margin-left: 20px;"> <input type="checkbox"/> Place Customer Number Bar Code Label here           </span>			
<input checked="" type="checkbox"/> Customer Number OR <input type="checkbox"/> Registered practitioner(s) name/registration number listed below	<input type="text" value="IDON307074"/> <span style="margin-left: 20px;"> <input type="checkbox"/> Place Customer Number Bar Code Label here           </span>						
Name	Registration Number	Name	Registration Number				
William H. Pavitt, Jr.	16,290	Natan Epstein	28,997				
Robert Jacobs	33,403	David A. Belasco	41,609				
Todd B. Serota	31,421						
<input type="checkbox"/> Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.							
Direct all correspondence to: <table style="width: 100%; border: none;"> <tr> <td style="width: 15%; text-align: center;"> <input checked="" type="checkbox"/> Customer Number or Bar Code Label           </td> <td style="width: 60%; text-align: center;"> <input type="text" value="IDON307074"/> </td> <td style="width: 25%; text-align: center;"> <input type="checkbox"/> OR <input checked="" type="checkbox"/> Correspondence address below           </td> </tr> </table>		<input checked="" type="checkbox"/> Customer Number or Bar Code Label	<input type="text" value="IDON307074"/>	<input type="checkbox"/> OR <input checked="" type="checkbox"/> Correspondence address below			
<input checked="" type="checkbox"/> Customer Number or Bar Code Label	<input type="text" value="IDON307074"/>	<input type="checkbox"/> OR <input checked="" type="checkbox"/> Correspondence address below					
Name	Natan Epstein						
Address	BEEHLER & PAVITT						
Address	100 Corporate Pointe, Suite 330						
City	Culver City	State	CA	ZIP	90230		
Country	U.S.A.	Telephone	(310) 215-3183		Fax (310) 215-3248		
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that wilful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such wilful false statements may jeopardize the validity of the application or any patent issued thereon.							
Name of Sole or First Inventor:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle if any)			Family Name or Surname				
JOHN E.			BENNETT				
Inventor's Signature					Date	9/6/00	
Residence: City	Rancho Palos Verdes	State	CA	Country	U.S.A.	Citizenship	U.S.A.
Post Office Address	5905 Clint Place						
Post Office Address	Rancho Palos Verdes, CA 90275						
City	see above	State	CA	ZIP	90275	Country	U.S.A.
<input checked="" type="checkbox"/> Additional inventors are being named on the <u>1</u> supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto							

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PTO/SB/02A (3-97)

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<b>DECLARATION</b>		<b>ADDITIONAL INVENTOR(S)</b> <b>Supplemental Sheet</b> Page <u>1</u> of <u>1</u>	
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<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor						
<b>Given Name (first and middle [if any])</b>				<b>Family Name or Surname</b>				
WILLIS C.				BRADLEY				
<b>Inventor's Signature</b>	<i>Willis C Bradley</i>						<b>Date</b>	<i>9/11-2000</i>
<b>Residence: City</b>	Gardena	<b>State</b>	CA	<b>Country</b>	U.S.A.	<b>Citizenship</b>	U.S.A.	
<b>Post Office Address</b>	1226 West 163rd Street							
<b>Post Office Address</b>								
<b>City</b>	Gardena	<b>State</b>	CA	<b>ZIP</b>	90247	<b>Country</b>	U.S.A.	
<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor						
<b>Given Name (first and middle [if any])</b>				<b>Family Name or Surname</b>				
N/A								
<b>Inventor's Signature</b>							<b>Date</b>	
<b>Residence: City</b>		<b>State</b>		<b>Country</b>		<b>Citizenship</b>		
<b>Post Office Address</b>								
<b>Post Office Address</b>								
<b>City</b>		<b>State</b>		<b>ZIP</b>		<b>Country</b>		
<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor						
<b>Given Name (first and middle [if any])</b>				<b>Family Name or Surname</b>				
N/A								
<b>Inventor's Signature</b>							<b>Date</b>	
<b>Residence: City</b>		<b>State</b>		<b>Country</b>		<b>Citizenship</b>		
<b>Post Office Address</b>								
<b>Post Office Address</b>								
<b>City</b>		<b>State</b>		<b>ZIP</b>		<b>Country</b>		

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**STATEMENT CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9(f) & 1.27(c))—SMALL BUSINESS CONCERN**

Docket Number (Optional)  
Q858-E

Applicant, Patentee, or Identifier: JOHN E. BENNETT and WILLIS C. BRADLEY

Application or Patent No.:

Filed or Issued: Filed herewith

Title: ADJUSTABLE HINGES FOR ORTHOPEDIC SPLINTS

I hereby state that I am

the owner of the small business concern identified below:  
 an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF SMALL BUSINESS CONCERN LENJOY ENGINEERING, INC.

ADDRESS OF SMALL BUSINESS CONCERN 13721 Gramercy Place, Gardena, California 90249-2469

I hereby state that the above identified small business concern qualifies as a small business concern as defined in 13 CFR Part 121 for purposes of paying reduced fees to the United States Patent and Trademark Office. Questions related to size standards for a small business concern may be directed to: Small Business Administration, Size Standards Staff, 409 Third Street, SW, Washington, DC 20416.

I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:

the specification filed herewith with title as listed above.  
 the application identified above.  
 the patent identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern, or organization having rights in the invention must file separate statements as to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern, or organization having any rights in the invention is listed below:  
 no such person, concern, or organization exists.  
 each such person, concern, or organization is listed below.

Separate statements are required from each named person, concern or organization having rights to the invention stating their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

NAME OF PERSON SIGNING LEAH ROTTER

TITLE OF PERSON IF OTHER THAN OWNER President

ADDRESS OF PERSON SIGNING 13721 Gramercy Place, Gardena, CA 90249-2469

SIGNATURE Leah Rotter DATE 9/8/00

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**STATEMENT CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9(f) & 1.27(b))—INDEPENDENT INVENTOR**

 Docket Number (Optional)  
 Q858-E
Applicant, Patentee, or Identifier: JOHN E. BENNETT and WILLIS C. BRADLEY

Application or Patent No.: \_\_\_\_\_

Filed or Issued: Filed herewithTitle: ADJUSTABLE HINGES FOR ORTHOPEDIC SPLINTS

As a below named inventor, I hereby state that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees to the Patent and Trademark Office described in:

the specification filed herewith with title as listed above.

the application identified above.

the patent identified above.

I have not assigned, granted, conveyed, or licensed, and am under no obligation under contract or law to assign, grant, convey, or license, any rights in the invention to any person who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern, or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

No such person, concern, or organization exists.

Each such person, concern, or organization is listed below.

LENJOY ENGINEERING, INC.  
13721 Gramercy Place  
Gardena, CA 90249-2469

Separate statements are required from each named person, concern, or organization having rights to the invention stating their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

JOHN E. BENNETT

NAME OF INVENTOR



Signature of inventor

Date

WILLIS C. BRADLEY

NAME OF INVENTOR



Signature of inventor

Date

NAME OF INVENTOR

Signature of inventor

Date

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**

Applicant(s): JOHN E. BENNETT and WILLIS C. BRADLEY

Docket No.

Q858-E

Serial No.

Not yet known

Filing Date

Filed herewith

Examiner

Not yet known

Group Art Unit

Not yet known

Invention: **ADJUSTABLE HINGES FOR ORTHOPEDIC SPLINTS**

I hereby certify that the following correspondence:

**Declaration for Utility Patent Application w/Power of Attorney***(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under  
37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231

September 18, 2000*(Date)***Carmen E. Hernandez***(Typed or Printed Name of Person Mailing Correspondence)**(Signature of Person Mailing Correspondence)***EL359148937US***("Express Mail" Mailing Label Number)*

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